Article - Health - General

[Previous][Next]

§10-616.

- (a) (1) A certificate for involuntary admission of an individual under this part shall:
- (i) Be based on the personal examination of the physician, psychologist, psychiatric nurse practitioner, licensed certified social worker-clinical, or licensed clinical professional counselor who signs the certificate; and
- (ii) Be in the form that the Secretary adopts, by rule or regulation.
 - (2) The rules and regulations shall require the form to include:
 - (i) A diagnosis of a mental disorder of the individual;
- (ii) An opinion that the individual needs inpatient care or treatment; and
- (iii) An opinion that admission to a facility or Veterans' Administration hospital is needed for the protection of the individual or another.
- (b) A certificate may not be used for admission if the examination on which the certificate is made was done:
 - (1) More than 1 week before the certificate is signed; or
- (2) More than 30 days before the facility or the Veterans' Administration hospital receives the application for admission.
- (c) A certificate may not be used for an admission if the physician, psychologist, psychiatric nurse practitioner, licensed certified social worker—clinical, or licensed clinical professional counselor who signed the certificate:
- (1) Has a financial interest, through ownership or compensation, in a proprietary facility and admission to that proprietary facility is sought for the individual whose status is being certified; or
- (2) Is related, by blood or marriage, to the individual or to the applicant.

[Previous][Next]